

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Alstom)	
)	
)	
Opposer,)	
)	
vs.)	Opposition No.: #76556692
)	91168979
Astom Co., Ltd.)	
)	
Applicant.)	

JOINT RESPONSE

Opposer Alstom [hereinafter "Alstom" or "Opposer"] and Applicant Astom Co., Ltd. [hereinafter "Astom" or "Applicant"], by their respective undersigned attorneys of record, hereby respond to the communication from the Trademark Trial and Appeal Board dated June 27, 2007. The communication from the Board required that the parties "file a version of the amendment which indicates exactly what changes are being proposed and where they are to be entered in the identification." In response thereto, the parties provide the below black-line version of the proposed amendment of Serial Number 76/556,692, showing proposed additions with underlining and proposed deletions in strike-through format:

International Class 1

Ion exchange resin membranes; Ion exchange resins; Chemical preparations used for regeneration of ion exchanger

International Class 7

Electrodialysis machines for desalting of acid and/or alkali, concentration of acid and/or alkali, concentration of metal salt, preparation of acid and/or alkali from salts, and/or preparation of organic acid from salts of organic acid; Electrodialysis machines for



07-02-2007

electrical removal of heavy metals present in soil; Electrodialysis machines for preparation of salt by concentration of seawater, control of acidity of fruit juice, preparation of salt-reduced soy sauce, desalting and purification of aqueous solution of amino acids, treatment of dairy products, and/or desalting of whey; Diffusion dialysis machines for recovery of acid or alkali; ~~Chemical processing~~ Electrodialysis machines and apparatus/or diffusion dialysis machines for extracting, filtering, separating, grinding, mixing, agitating and/or making chemicals for industrial and commercial use for use in the chemical industries; ~~Chemical processing~~ Electrodialysis machines and apparatus/or diffusion dialysis machines for filtering, separating, drying and mixing of ingredients in food and beverages for use in food or beverage processing, used for the purposes of demineralization of cheese whey, organic acids, amino acids, natural extract, polysaccharide or betaine, desalination of soy sauce, stabilization of wine, demineralization and deacidification of fruit juice, and/or demineralization and purification of pharmaceutical intermediate and/or molasses; Electrodialysis machines and apparatus/or diffusion dialysis machines for use in food or beverage processing; Electrodeposition painting machines and apparatus comprising of an ion exchange membrane used for painting automobile body, construction materials and home electric appliances with an epoxy resin-based or acrylic resin-based painting; Electrodeposition painting machines and apparatus used for forming an epoxy resin-based or acrylic resin-based painting layer on automobile body or aluminum sash

International Class 9

Electrolysers; Electroplating apparatus; Electrodes comprising ion exchange membrane for use in electrodeposition painting; electrodes used for forming an epoxy resin based or acrylic resin based painting layer on automobile body or aluminum sash

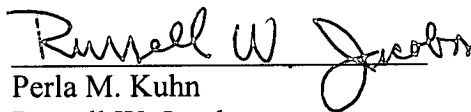
As set forth in the joint motion dated June 25, 2007, the parties respectfully request that the Board enter the proposed amendment and that, upon entry of the proposed amendment, the Board dismiss the opposition with prejudice.

Respectfully submitted,

ALSTOM

Dated: June 28, 2007

By:



Perla M. Kuhn
Russell W. Jacobs
Hughes Hubbard and Reed LLP
One Battery Park Plaza
New York, NY 10004
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ASTOM CO., LTD.

Dated: June 28, 2007

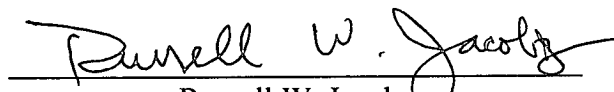
By:

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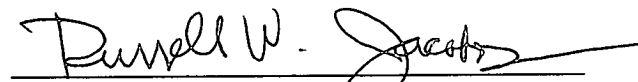
CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the foregoing **RESPONSE** is being deposited with the United States Postal Service as first class mail in an envelope addressed to Counsel for Applicant: George W. Lewis, Jacobson Holman PLLC, 400 Seventh Street, N.W., Washington, D.C. 20004, on this 28th day of June 2007.


Russell W. Jacobs

CERTIFICATE OF MAILING

The undersigned certifies that a true copy of the foregoing **RESPONSE** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, Virginia 22313-1451, on this 28th day of June 2007.


Russell W. Jacobs